



California Fair Political Practices Commission

July 23, 1987

William J. Clayton, General Counsel
Department of Savings and Loan
600 South Commonwealth Avenue
Los Angeles, CA 90005

Re: Your Request for Assistance
Our File No. I-87-198

Dear Mr. Clayton:

I have been asked to respond to your June 17, 1987 memo to Diane Griffiths of our staff. In that memo, you ask us to submit to the Office of Administrative Law certain changes to your conflict of interest code.

Government Code Section 87303 does provide that no conflict of interest code shall be effective until it has been approved by the respective "code reviewing body." The code reviewing body for your agency is the Fair Political Practices Commission. (Section 82011.) However, we cannot approve your code until affected persons have had an opportunity to comment. Changes to your code must be "noticed" through the Office of Administrative Law to those persons affected by changes. Your agency can approve those changes 45 days after appropriate notice has been given. This must be done prior to seeking approval from the Commission.

In summary, the changes you are proposing cannot be submitted to the Office of Administrative Law until you have complied with the notice and approval procedures described in


1/ Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated.

William J. Clayton, General Counsel
July 23, 1987
Page 2

Commission Regulation 18750 (2 Cal. Adm. Code Section 18750), which is enclosed. After you have reviewed the regulation, if you have any questions please feel free to call me at (916) 322-5901.

Sincerely,

Diane M. Griffiths
General Counsel

A handwritten signature in cursive script, appearing to read "Jeanette E. Turvill", written over the typed name.

By: Jeanette E. Turvill
Legal Assistant

JET:plh
Enclosure

Memorandum

To : Ms. Diane Griffiths, Division Chief
Fair Political Practices Commission, Legal Division
Post Office Box 807
Sacramento, CA 95804-0807

Date: June 17, 1987

From : **Department of Savings and Loan**
600 S. Commonwealth Avenue, Los Angeles 90005

Subject: Revision of Conflict of Interest Regulations
Title 10, Chapter 2, Savings and Loan Commissioner
Formerly Subchapter 26

All of Subchapter 2 of Title 10 of the California Administrative Code has been reorganized and renumbered. The Office of Administrative Law has advised us that the reorganized Chapter 2 will soon be published in Register 87 Number 14.

We are now in the process of making whatever changes are necessary in the various regulations themselves since the Savings Association Law was completely rewritten effective January 1, 1984.

Enclosed is a photocopy of old Subchapter 26 showing the renumbering submitted to Office of Administrative Law and on which I have deleted and inserted the necessary changes to designated positions, some of which have been deleted, renamed or added. Also enclosed is a double-spaced copy of Subchapter 2, Article 3 (formerly Subchapter 26) on which I have made the same changes. In the rewrite of the Law, all references to licenses and licensing were removed and a "Certificate of Authority" is now issued to an association. For that reason "-licensed" has been deleted where it appears in Disclosure Categories.

It is my understanding that changes such as those made on the attached copy have to be submitted to the Office of Administrative Law by your office. Therefore, at such time as you feel it is necessary or appropriate, would you please submit these changes to OAL.


WILLIAM J. CLAYTON
Counsel

WJC:mh
Enclosure

FOR FILING ADMINISTRATIVE REGULATIONS
WITH THE SECRETARY OF STATE

(Pursuant to Government Code Section 11380.1)

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Subchapter-26: Article 3. Conflict of Interest Code

Detailed Analysis

Section

248: 102.300. General Provisions; Appendix

248: 102.300. General Provisions. The Political Reform Act, Government Code Sections 81000, et seq., requires state and local government agencies to adopt and promulgate Conflict of Interest Codes. The Fair Political Practices Commission has adopted a regulation, 2 Cal. Adm. Code Section 18730, which contains the terms of a standard Conflict of Interest Code, which can be incorporated by reference, and which may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act after public notice and hearings. Therefore, the terms of 2 Cal. Adm. Code Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, along with the attached Appendix in which officials and employees are designated and disclosure categories are set forth, are hereby incorporated by reference and constitute the Conflict of Interest Code of the Department of Savings and Loan.

Pursuant to Section 4(A) of the standard Code, designated employees shall file statements of economic interests with their agencies. Upon receipt of the statements of the Commissioner, the agency shall make and retain a copy and forward the original of these statements to the Fair Political Practices Commission.

NOTE: Authority cited: Sections 87300 and 87304, Government Code. Reference: Sections 87300, et seq., Government Code.

APPENDIX

Designated Position	Disclosure Category
Commissioner	I
Accounting Officer)
Administrative Assistant- <i>Advisor</i>)
Administrative Service Officer)
Appraiser (all classifications))
Assistant Commissioner)
Chief Deputy Commissioner)
Economist (all classifications))
Examiner (all classifications))
Financial Specialist)
<i>Staff</i> Legal Counsel (all classifications))
Research Specialist & Analyst (all)
classifications))
Staff Analyst)
<i>Staff Services Manager</i>)

DO NOT WRITE IN THIS SPACE

**FOR FILING ADMINISTRATIVE REGULATIONS
WITH THE SECRETARY OF STATE**

(Pursuant to Government Code Section 11380.1)

Disclosure Categories

I. Designated employees in Category I shall report all investments, interests in real property and income.

II. Designated employees in Category II shall report the following:

(A) Any interest, either direct or indirect, in real property, the deed of trust or mortgage or other interest creating a lien therein of which is held by a state-licensed savings and loan association, its holding company or a subsidiary of the association or its holding company;

(B) Any investment, either direct or indirect, in the securities, whether stocks, bonds, debentures or any other security interest, of a state-licensed savings and loan association, its holding company or a subsidiary of the association or its holding company.

DO NOT WRITE IN THIS SPACE

Article 3. Conflict of Interest Code

Detailed Analysis

Section

102.300. General Provisions; Appendix

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Administrative Assistant)	
Administrative Service Officer)	
Appraiser (all classifications))	
Assistant Commissioner)	
Chief Deputy Commissioner)	II
Economist (all classifications))	
Examiner (all classifications))	
Financial Specialist)	
Legal ^{staff} Counsel (all classifications))	
Research Specialist & Analyst (all)	

~~classifications)~~

)

~~Staff Analyst~~

)

Staff Services Manager

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